

1 District Judge Barbara J. Rothstein
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 ALI NAJAFI,
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Plaintiff,

v.

12 MERRICK GARLAND, *et al.*,
13
14 Defendants.

No. 2:23-cv-1622-BJR

STIPULATED MOTION TO HOLD
CASE IN ABEYANCE AND ORDER

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16 Plaintiff and Defendants, by and through their counsel of record, pursuant to Federal Rule
17 of Civil Procedure 6 and Local Rules 7(d)(1), 10(g), and 16, hereby jointly stipulate and move to
18 stay the proceedings for 60 days. Plaintiff brings this litigation pursuant to the Administrative
19 Procedure Act and Mandamus Act seeking, *inter alia*, to compel the U.S. Citizenship and
20 Immigration Services (“USCIS”) to adjudicate his Form I-485, Application to Register Permanent
21 Residence or Adjust Status. Defendants’ response to the Complaint is currently due on January 2,
22 2024. For good cause, the parties request that the Court hold this case in abeyance until March 1,
23 2024.

24
25 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706
26 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to
27

1 control the disposition of the causes on its docket with economy of time and effort for itself, for
2 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.
3 P. 1.

4 With additional time, this case may be resolved without the need of further judicial
5 intervention. USCIS anticipates adjudicating Plaintiff’s Form I-485 by March 1, 2024. Once
6 adjudicated, the parties agree that this case will be moot.
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8 Accordingly, the parties request that this case be stayed until March 1, 2024. The parties
9 will submit a joint stipulated motion to dismiss or, if necessary, a joint status report on or before
10 March 1, 2024.

11 Dated: December 4, 2023

12 Respectfully submitted,

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24 ***I certify that this memorandum contains
25 246 words, in compliance with the LCR.***

26 *s/draft*
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ORDER

It is so **ORDERED**. This case is stayed until March 1, 2024. The parties shall submit a joint stipulated motion to dismiss or a joint status report on or before March 1, 2024.

DATED this 5th day of December, 2023.

Barbara J. Rothstein

Barbara Jacobs Rothstein
U.S. District Court Judge